

IC 21-1-30

Chapter 30. Primetime Program

IC 21-1-30-0.5

"School corporation"

Sec. 0.5. As used in this chapter, "school corporation" includes a charter school.

As added by P.L.276-2003, SEC.21.

IC 21-1-30-1

Establishment and purpose of program

Sec. 1. The primetime program is established to provide money to encourage school corporations to lower the pupil/teacher ratio in kindergarten through third grade. The program shall be administered by the Indiana state board of education.

As added by P.L.38-1994, SEC.4.

IC 21-1-30-2

Computations; standards

Sec. 2. For purposes of computation under this chapter, the following shall be used:

- (1) Kindergarten pupils shall be counted as five-tenths (0.5). All other pupils shall be counted as one (1).
- (2) The number of pupils shall be the number of pupils used in determining ADM, as defined by IC 21-3-1.6, for the current year.
- (3) The staff cost amount for a school corporation is sixty-nine thousand eight hundred eleven dollars (\$69,811).
- (4) The guaranteed amount for a school corporation is the primetime allocation, before any penalty is assessed under this chapter, that the school corporation would have received under this chapter for the 1999 calendar year.
- (5) The at-risk index is the index determined under IC 21-3-1.6-1.1.
- (6) The following apply to determine whether amounts received under this chapter have been devoted to reducing class size in kindergarten through grade 3 as required by section 3(b) of this chapter:
 - (A) Except as permitted under section 5.5 of this chapter, only a licensed teacher who is an actual classroom teacher in a regular instructional program is counted as a teacher.
 - (B) If a school corporation is granted approval under section 5.5 of this chapter, the school corporation may include as one-third (1/3) of a teacher each classroom instructional aide who meets qualifications and performs duties prescribed by the Indiana state board of education.
- (7) The complexity index is the index determined under IC 21-3-1.7-6.7.

As added by P.L.38-1994, SEC.4. Amended by P.L.273-1999, SEC.156; P.L.3-2000, SEC.1; P.L.3-2000, SEC.16; P.L.291-2001,

SEC.90; P.L.111-2002, SEC.5; P.L.224-2003, SEC.140.

IC 21-1-30-2.5

Order of program implementation; rounding off computations

Sec. 2.5. (a) In order to receive a distribution under this chapter, a school corporation must implement the primetime program in the following order:

- (1) Grade 1.
 - (2) Grade 2.
 - (3) Grade 3 or kindergarten.
 - (4) The grade not chosen under subdivision (3).
- (b) The amount determined in section 3(4), 3.1(4), 3.2(4), or 3.3(4), of this chapter shall be rounded in the following manner:
- (1) Greater than zero (0), but less than thirty-four hundredths (0.34) shall be treated as one-third ($1/3$).
 - (2) At least thirty-four hundredths (0.34), but less than sixty-seven one hundredths (0.67) shall be treated as two-thirds ($2/3$).
 - (3) At least sixty-seven hundredths (0.67), but less than one (1) shall be treated as one (1).

As added by P.L.38-1994, SEC.4.

IC 21-1-30-3

Amount of distribution; calculation

Sec. 3. (a) The amount to be distributed to a school corporation under this chapter is the amount determined by the following formula:

STEP ONE: For a calendar year ending before January 1, 2004, determine the applicable target pupil teacher ratio for the school corporation as follows:

- (A) If the school corporation's at-risk index is less than seventeen hundredths (0.17), the school corporation's target pupil teacher ratio is eighteen to one (18:1).
- (B) If the school corporation's at-risk index is at least seventeen hundredths (0.17) but less than twenty-seven hundredths (0.27), the school corporation's target pupil teacher ratio is fifteen (15) plus the result determined in item (iii):
 - (i) Determine the result of twenty-seven hundredths (0.27) minus the school corporation's at-risk index.
 - (ii) Determine the item (i) result divided by one-tenth (0.1).
 - (iii) Determine the item (ii) result multiplied by three (3).
- (C) If the school corporation's at-risk index is at least twenty-seven hundredths (0.27), the school corporation's target pupil teacher ratio is fifteen to one (15:1).

STEP TWO: For a calendar year beginning after December 31, 2003, determine the applicable target pupil teacher ratio for the school corporation as follows:

- (A) If the school corporation's complexity index is less than

one-tenth (0.1), the school corporation's target pupil teacher ratio is eighteen to one (18:1).

(B) If the school corporation's complexity index is at least one-tenth (0.1) but less than two-tenths (0.2), the school corporation's target pupil teacher ratio is fifteen (15) plus the result determined in item (iii):

(i) Determine the result of two-tenths (0.2) minus the school corporation's complexity index.

(ii) Determine the item (i) result divided by one-tenth (0.1).

(iii) Determine the item (ii) result multiplied by three (3).

(C) If the school corporation's complexity index is at least two-tenths (0.2), the school corporation's target pupil teacher ratio is fifteen to one (15:1).

STEP THREE: Determine the result of:

(A) the ADM of the school corporation, as determined under section 2(2) of this chapter, in kindergarten through grade 3 for the current school year; divided by

(B) the school corporation's applicable target pupil teacher ratio, as determined in STEP ONE or STEP TWO.

STEP FOUR: Determine the result of:

(A) the total regular general fund revenue (the amount determined in IC 21-3-1.7-8.2(b) STEP ONE or IC 21-3-1.7-8.2(c) STEP ONE) multiplied by seventy-five hundredths (0.75); divided by

(B) the school corporation's total ADM.

STEP FIVE: Determine the result of:

(A) the STEP FOUR result; multiplied by

(B) the ADM of the school corporation, as determined under section 2(2) of this chapter in kindergarten through grade 3 for the current school year.

STEP SIX: Determine the result of:

(A) the STEP FIVE result; divided by

(B) the staff cost amount.

STEP SEVEN: Determine the greater of zero (0) or the result of:

(A) the STEP THREE amount; minus

(B) the STEP SIX amount.

STEP EIGHT: Determine the result of:

(A) the STEP SEVEN amount; multiplied by

(B) the staff cost amount.

STEP NINE: Determine the greater of the STEP EIGHT amount or the school corporation's guaranteed amount.

STEP TEN: If the amount the school corporation received under this chapter in the previous calendar year is greater than zero (0), determine the lesser of:

(A) the STEP NINE amount; or

(B) the amount the school corporation received under this chapter for the previous calendar year multiplied by one hundred seven and one-half percent (107.5%).

(b) The amount received under this chapter shall be devoted to reducing class size in kindergarten through grade 3. A school corporation shall compile class size data for kindergarten through grade 3 and report the data to the department of education for purposes of maintaining compliance with this chapter.

As added by P.L.38-1994, SEC.4. Amended by P.L.340-1995, SEC.83; P.L.273-1999, SEC.157; P.L.3-2000, SEC.2; P.L.3-2000, SEC.16; P.L.1-2001, SEC.25; P.L.291-2001, SEC.91; P.L.224-2003, SEC.141.

IC 21-1-30-3.1 Repealed

(Repealed by P.L.3-2000, SEC.16.)

IC 21-1-30-3.2

Repealed

(Repealed by P.L.3-2000, SEC.16.)

IC 21-1-30-3.3

Repealed

(Repealed by P.L.3-2000, SEC.16.)

IC 21-1-30-4

Repealed

(Repealed by P.L.3-2000, SEC.16.)

IC 21-1-30-5

Repealed

(Repealed by P.L.3-2000, SEC.16.)

IC 21-1-30-5.5

Classroom instructional aides counted as teachers

Sec. 5.5. (a) The Indiana state board of education shall approve the counting of classroom instructional aides as teachers under this chapter if the school corporation can substantiate each year that providing adequate classroom space for the attainment of the school corporation's target pupil/teacher ratio creates an unreasonable hardship for that school corporation.

(b) If a school corporation qualifies under subsection (a) for classroom instructional aides, the school corporation shall present to the Indiana state board of education a plan concerning that school corporation's instructional aides program.

As added by P.L.3-2000, SEC.3.

IC 21-1-30-6

Repealed

(Repealed by P.L.3-2000, SEC.16.)

IC 21-1-30-7

Time for application; fund distribution increments; reductions upon funding shortfall

Sec. 7. (a) School corporations shall apply for money under this chapter on a form prescribed by the Indiana state board of education on or before the date designated by the Indiana state board of education.

(b) The Indiana state board shall distribute the funds in twelve (12) monthly installments to the school corporations on or before the fifteenth day of each month.

(c) If the money appropriated in any fiscal year by the general assembly for the primetime program is insufficient to fund the state primetime distribution formula under this chapter, all claims shall be reduced proportionately.

As added by P.L.38-1994, SEC.4.

IC 21-1-30-8

Program evaluation; compliance monitoring

Sec. 8. The Indiana state board of education shall evaluate the effectiveness of the program implemented under this chapter and shall monitor compliance by school corporations with this chapter.

As added by P.L.38-1994, SEC.4.

IC 21-1-30-9

Adoption of rules

Sec. 9. The Indiana state board of education shall adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.38-1994, SEC.4.

IC 21-1-30-10

Expiration

Sec. 10. This chapter expires January 1, 2006.

As added by P.L.224-2003, SEC.142.